

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

HINDS COUNTY, MISSISSIPPI on behalf of itself
and all other similarly situated State and municipal
entities,

-against-

WACHOVIA BANK, N.A., et al.

08 CV 2516 (LTS)

NOTICE OF MOTION

PLEASE TAKE NOTICE, that upon the annexed Declaration of ROLAND G.

RIOPELLE, dated April 7, 2008, the Plaintiff, Hinds County, Mississippi will move this Court,

before the Honorable Laura Taylor Swain, at the United States District Court, Southern District


of New York, 500 Pearl Street, New York, New York 10007, on April 23, 2008 at 9:30 a.m. or

as soon thereafter as the matter can be heard, for an Order permitting attorney Precious Martin

Senior to appear *pro hac vice* on behalf of the Plaintiff.

Dated: New York, New York
April 7, 2008

Yours, etc.


ROLAND G. RIOPELLE
(RR 2950)
Sercarz & Riopelle, LLP
152 West 57th Street, 24th Floor
New York, New York 10019
(212) 586-4900
Attorneys for Defendants

TO: ALL DEFENDANTS ON ATTACHED LIST

APR 10 2008

5/14/09-64-7165-526
OK

FILED
U.S. DISTRICT COURT
2008 APR 10 AM 9:29
S.D.N.Y.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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HINDS COUNTY, MISSISSIPPI on behalf of itself and all other similarly situated State and municipal entities,	:	08 CV 2516 (LTS)
	:	<u>DECLARATION OF</u>
	:	<u>ROLAND G. RIOPELLE</u>
-against-	:	
WACHOVIA BANK, N.A., <u>et al.</u>	:	

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ROLAND G. RIOPELLE declares as follows, pursuant to 28 U.S.C. § 1746:

1. I am local counsel for the Plaintiff, Hinds County, Mississippi, in this matter. I am a member in good standing of the Bar of the Southern District of New York, and I submit this Declaration in support of the Plaintiff's application for an Order permitting Precious Martin Senior, Esq. of the firm of Precious Martin, Sr. & Associates, PLLC to appear *pro hac vice* in this action.
2. In this case, Precious Martin Senior, Esq. and his firm will appear as lead counsel, with myself and my firm serving as local counsel. My contact information is as follows:

Sercarz & Riopelle, L.L.P., 152 W. 57th St., Suite 24C, New York, NY 10019, 212-586-4900.
3. Precious Martin, Sr. is licensed to practice in the Mississippi, and has the following contact information: Precious Martin, Sr. & Associates, PLLC, 821 North Congress Street, Jackson, Mississippi 39202. The telephone number for Mr. Martin's firm is (601) 944-1447 and the fax number is (601) 944-1448. Mr. Martin is an active member in good standing of the State Bar of Mississippi and is admitted to practice in the United States District Court for the Northern District of Mississippi, the United States District Court for

the Southern District of Mississippi and the Fifth Circuit Court of Appeals. Attached hereto as Exhibit "A" is a Certificate of Good Standing issued by the Mississippi Bar to Mr. Martin, which indicates that his fitness to practice law has never been challenged since his admission to the Mississippi Bar in 1997. Based on my own dealings with Mr. Martin in connection with the drafting and filing of the complaint in this action, I believe Mr. Martin to be of high moral character.

4. Mr. Martin has agreed to comply with the local rules of the United States District Court for the Southern District of New York, in connection with his appearance in this action.
5. I believe that Precious Martin Sr., Esq. is a reputable attorney and that his participation in this case is important to the prosecution of the Plaintiff's claims. This is so because Mr. Martin is located in Hinds County, Mississippi, and is intimately familiar with its dealings and claims as detailed in the Complaint herein. Indeed, Hinds County, Mississippi has specifically engaged Mr. Martin and his firm to act as lead counsel in this case. Mr. Martin's admission to practice *pro hac vice* in this matter is essential to permit him to adequately represent the Plaintiff herein.

WHEREFORE, it is respectfully requested that the Court enter an Order permitting attorney Precious Martin, Senior to appear *pro hac vice* on behalf of the Plaintiff in this case.

Dated: New York, New York
April 7, 2008


ROLAND G. RIOPELLE



THE MISSISSIPPI BAR

Post Office Box 2168
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Telephone (601) 948-4471
Fax (601) 355-8635
E-Mail into@msbar.org
Website www.msbar.org

Letter of Good Standing

TO WHOM IT MAY CONCERN:

*As of the date below, the attorney named is a member in good standing of The Mississippi Bar on **Active** status.*

***Precious Tyrone Martin**, Identification number **(10619)** was admitted to practice law on **September 30, 1997** , and has not been the subject of any public disciplinary actions. The attorney named has never had fitness to practice law challenged.*


Kathy Bass
Membership Records Administrator

Date : 04/01/2008

*Official Seal of the
Mississippi Bar*

CERTIFICATE OF SERVICE

A true copy of the foregoing MOTION FOR ADMISSION PRO HAC VICE
dated April 8, 2008 was sent by first-class mail to:

SEE ATTACHED SERVICE LIST

A handwritten signature in black ink, appearing to read "Vania Pacheco", is written over a horizontal line.

VANIA PACHECO

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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

HINDS COUNTY, MISSISSIPPI on behalf of itself
and all other similarly situated State and municipal
entities,

Plaintiff,

v.

WACHOVIA BANK N.A., *et. al.*,

Defendants.

Civil Action No.

08 CV 2516 (LTS)

**NOTICE OF MOTION AND
DECLARATION**

SERCARZ & RIOPELLE, LLP
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(212) 586-4900

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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HINDS COUNTY, MISSISSIPPI on behalf of itself : 08 CV 2516 (LTS)
and all other similarly situated State and municipal :
entities, : ORDER

-against- :

WACHOVIA BANK, N.A., et al. :

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The Plaintiff, Hinds County, Mississippi, having moved the Court for an Order permitting Precious Martin, Sr., Esq. to appear on behalf of the plaintiff in this case *pro hac vice*, and the Court having considered the arguments of counsel and the papers filed in support of the motion, and good cause appearing to grant the motion,

IT IS HEREBY ORDERED that attorney Precious Martin, Sr. is permitted to appear *pro hac vice* in this case.

SIGNED this ____ day of April, 2008.

HON. LAURA TAYLOR SWAIN
U. S. D. J.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

HINDS COUNTY, MISSISSIPPI on behalf of itself
and all other similarly situated State and municipal
entities,

Plaintiff,

v.

WACHOVIA BANK N.A., *et. al.*,

Defendants.

Civil Action No.

08 CV 2516 (LTS)

ORDER

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Attorneys for Plaintiff